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JUN 23 2008

PATENT

Filed: September 19, 2003

CASE NO.: 50T55610.01
Serial No.: 10/666,724
June 23, 2008
Page 9Remarks

Reconsideration of the above-captioned application is respectfully requested. All independent claims have been amended to incorporate subject matter formerly recited in one or more of their respective dependent claims, and some dependent claims have been canceled accordingly.

The fact that Applicant has focussed its comments distinguishing the present claims from the applied references and countering certain rejections must not be construed as acquiescence in other portions of rejections not specifically addressed.

Obviousness Rejections

- a. Independent Claims 1, 9, 17, 24, and 31 and dependent Claims 2-4, 7, 8, 10-13, 16, 18, 19, 22, 23, 25, 26, 29, 30, 32-35, 38, and 39 have been rejected under 35 U.S.C. §103 as being unpatentable over Olson, USPP 2005/0117587 in view of Nesic, USPN 6,593,895.
- b. Dependent Claims 5, 6, 14, 15, 20, 21, 27, 28, 36, and 37 have been rejected under 35 U.S.C. §103 as being unpatentable over Olson in view of Nesic and Edenson, USPN 7,006,995.

Basics for Allowability**Claim 1**

Of relevance to amended independent Claim 1 is the allegation on page 3 of the Office Action that the mere teaching in Nesic, col. 1, lines 11-32 of a particular frequency meets the additional limitations now appearing in Claim 1 of a particular bandwidth and data rate is incorrect. A link with a frequency may

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transmit data at more than one bandwidth and more than one data rate; accordingly, the finding of fact that Nesic teaches what is now recited in Claim 1 is clearly erroneous.

Claim 9

Of relevance to amended independent Claim 9 is the allegation on page 3 of the Office Action that the mere teaching in Nesic, col. 1, lines 11-32 of a particular frequency meets the additional limitations now appearing in Claim 9 of a full duplex link is incorrect. A link with a frequency may or may not be a full duplex link; accordingly, the finding of fact that Nesic teaches what is now recited in Claim 9 is clearly erroneous.

Claim 17

Of relevance to amended independent Claim 17 is the allegation on page 4 of the Office Action that Edenson, col. 3, line 61- col. 4, line 2 and col. 8, lines 28-31 teaches receiving the encrypted data and encryption key together, which allegedly "meets the limitation of encryption keys are multiplexed with the multimedia data on the link." This finding of fact is clearly erroneous. At col. 3, line 61- col. 4, line 2 Edenson teaches that encryption can be used in digital systems, and nothing more of relevance. Col. 8, lines 28-31 explicitly state that the keys and data are stored on the media (disks) 114 or the keys are stored on the identification system 116. Because (1) a disk is not a "link", nor has it been shown that the skilled artisan would so construe it (see MPEP §2111.01, requiring claims to be construed as one skilled in the art would construe them) and (2) because in any event Edenson does not even mention "multiplex" and indeed nothing

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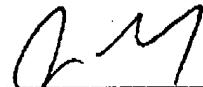
in Edenson compels the conclusion that the keys are multiplexed with data on the disk 114 as opposed to being stored in a separate disk location, the rejections are overcome.

Claim 24

Of relevance to amended independent Claim 24 is the allegation on page 4 of the Office Action that Edenson, col. 3, line 61- col. 4, line 2 and col. 8, lines 28-31 teaches receiving encrypted data over one channel and the decryption key over another channel, which allegedly "meets the limitation of the display and source further communicate an encryption key on a secondary link having a data rate lower than the data rate of the primary link". This finding of fact is clearly erroneous. The relied-upon portion of Edenson has been summarized above and mentions nothing about using two different links, much less with the particular relative capabilities recited in Claim 24.

The Examiner is cordially invited to telephone the undersigned at (619) 338-8075 for any reason which would advance the instant application to allowance.

Respectfully submitted,



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